HIGH COURT OF CHHATTISGARH, BILASPUR
Writ Petition(S) No.5773/2007

Petitioner

1. Smt. Shardha Tiwari w/o Shri Shrivendra Tiwari age about 39 years, UDT J.R. Dani G.G.H.S. School, Raipur(CG)
2. Ku. Neerja Tiwari(Now Smt. Mishra) w/o Shri R.D. Vaishnav age about 46 years, UDT R/o 19/B, F-Pocket, Maroda, Sector, Bhilai(CG)
3. Smt. Neeta Mishra(Now) W/o Dr. A.K. Mishra, age about 43 years, UDT, JRN Govt. HSS Ravigram Raipur(CG)
4. Smt. Urmila Pandey(Now) w/o Shri Sanjay Kumar Pandey age about 38 years, UDT JR Dani, GG Hr. Sec. School, Raipur(CG)
5. Smt. Anjana Dubey(Now) w/o Shri Sunil Dubey age about 38 yrs. UDT Govt. MH School, Raipur, Raipur(CG)
6. Smt. Jyoti Awadhiya(Now) S/o Mr. Rajiv Awadhiya age about 38 years, UDT Govt. HSS School, Raipur, Raipur(CG)
7. Mrs. Preeti Deshpande(Now) w/o Mr. Anil V. Deshpande, age about 43 years, Lecturer R/o 15-A, Ravi Nagar, Shukla Colony, Raipur(CG)
8. Smt. Madhu Gupta, w/o Shri P.K. Sengupta, Age about 51 year, Lecturer R/o BTI Colony, G-6, Shankar Nagar, Raipur(CG)

Versus

RESPONDENTS

1. State Govt. of Chhattisgarh, through the Secretary, School Education Department, Ministry, D.K.S. Bhawan, Raipur (C.G)
2. District Education officer, Raipur (C.G)

Writ petition under Article 226 of the Constitution of India

Appearance:

Shri Somkant Verma, counsel for the Petitioners.

Shri Ajay Dwivedi, Panel Lawyer for the State/ respondents on advance copy

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ORAL ORDER
(25.9.2007)

Sunil Kumar Sinha, J.

Heard on admission.

Learned counsel for the petitioners submits that the petitioners have passed B.Ed./B.T.I. examination on their own expenses, therefore, they are entitled to receive two advance increments according to circulars dated 24.12.1998 and 01.03.1999. He also submits that in many identical matters, the petitions have been allowed in terms of the order passed in the case of ***Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II) MPJR-CG 96}***. He submits that the case of the petitioners is squarely covered by the said Judgment.

This legal position is not disputed by the learned counsel for the State. However, he submits that the order may be passed in terms of the said judgment, but it shall be subjected to verification regarding petitioners' such qualification.

Accordingly, this writ petition is allowed in terms of the order passed in case of *Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another (Supra)* subject to verification of the facts as to whether the petitioners had acquired B.Ed./B.T.I. Examination Certificates on their own expenses as per circulars dated 24.12.1998 and 01.03.1999 and further whether they have been paid two advance increments or not.

The petition stands finally disposed of. No order as to costs.

Sd/-
Sunil Kumar Sinha
Judge

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